

UNITED STATES DISTRICT COURT

for the

District of Nevada

United States of America)

v.)

ROY DEAN GRACE)

Case No: 2:96-cr-00075-KJD-LRL

USM No: 31200-048

Date of Original Judgment: 10/31/1997

Date of Previous Amended Judgment: Nisha Brooks-Whittington

(Use Date of Last Amended Judgment if Any)

Defendant's Attorney

**ORDER REGARDING MOTION/STIPULATION FOR SENTENCE REDUCTION
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion/stipulation of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

IT IS ORDERED that the motion/stipulation is:

☒ DENIED. ☐ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of _____ months is reduced to _____.

(Complete Parts I and II of Page 2 when motion is granted)

The defendant is ineligible for a sentence reduction pursuant to 18 U.S.C. § 3582(c)(2), Amendment 782, and pursuant to U.S.S.G. § 1B1.10, effective November 1, 2014. The defendant was originally sentenced as a Career Offender, under Chapter Four of the Sentencing Guidelines, and in accord with the statutory requirements imposed subsequent to a filing of 21 U.S.C. § 851. He is, therefore, ineligible for any further sentencing reduction.

Except as otherwise provided, all provisions of the judgment dated 10/31/1997 shall remain in effect.

IT IS SO ORDERED.

Order Date: 12/28/2015


 Judge's signature

Effective Date: 11/01/2015
 (if different from order date)

KENT J. DAWSON, UNITED STATES DISTRICT JUDGE
 Printed name and title